IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 27TH JUNE 2007 / 6TH ASHADHA 1929

Bail Appl..No. 3865 of 2007()

CRIME NO.42/2007 OF PALLICKAL POLICE STATION

.....

PETITIONER/1ST ACCUSED

FAZALUDEEN, S/O AHAMMED,
KUNNATHU VEEDU, GRALI KANNU, CHILAKOOR,
VARKALA.

BY ADV. SRI.M.DINESH

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 27/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J.

B.A.No.3865 of 2007

Dated this the 27th day of June 2007

O R D E R

Application for regular bail. The petitioner faces allegations inter alia under Sections 457 and 380 I.P.C. The petitioner was arrested in some other case on 10/04/2007. His arrest has been recorded in the instant crime on 19/4/2007. He continues in custody from that date.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not oppose the said prayer, a period of sixty days has already been elapsed from the date of arrest and the charge sheet has not been filed so far, and I am satisfied that the petitioner is entitled for bail by default under Section 167 Cr.P.C.

3. In the result, this petition is allowed. The petitioner shall be released on bail on the following terms and conditions:

i) The petitioner shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

ii) The petitioner shall make himself available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays and Fridays until the final report is filed.

iii) The petitioner shall inform the investigating officer, the address of his place of residence within seven days from his release from custody and shall continue to keep the officer informed of any subsequent change of address till the final disposal of the case.

Hand over copy of this order to the learned counsel for the petitioner.

(R.BASANT, JUDGE)

jsr

// True Copy// PA to Judge

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007